

DD/A 75-4224

OLC 75-2319

8 September 1975

MEMORANDUM FOR: Director of Central Intelligence

Sir:

1. When you reviewed, at Vermont, the memorandum for multiple addressees, Subject: "Establishment of the Committee for Civil Applications of Classified Overhead Photography of the United States" you had some difficulty with part of the third indented paragraph that showed on page 2. It is my recollection that your difficulty was in the fact that the use of the word "improperly", when used in relation to "for example law enforcement" in the memorandum could defeat one of the purposes for which it was designed.

2. DD/S&T has run this back through the National Security Council (NSC) mechanism and there is now attached for your consideration and signature a revised memorandum. As I understand your objection, and as I now read the new indented third paragraph on page 2, the matter is properly resolved.

3. As you may recall, we also pointed out that there should be an additional piece of paper, signed by the same three individuals who are signing the basic document addressed to the President. Only the President can direct Cabinet officers. There is attached, accordingly, at Tab A the previously signed memorandum to the President and the new memorandum on the Subject. For comparative purposes, at Tab B is the original draft with the objectionable language. For your information, Sayre Stevens is the DD/S&T officer who handled this matter with the NSC Staff.

John F. Blake
Deputy Director
for
Administration

Atts:

DD/A 75-4224

SUBJECT: Establishment of the Committee for Civil Applications
of Classified Overhead Photography of the United States

Distribution:

- Original & 1 - DCI w/Original of Tab A and Cy of Tab B
- 1 - DDCI w/cys of Tabs A & B
- 1 - ER w/cys of Tabs A and B
- 1 - DD/S&T w/cys of Tabs A and B
- 1 - DDI w/Tabs A & B
- ✓ 1 - OLC w/Tabs A & B
- 1 - OGC w/Tabs A & B

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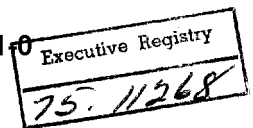
MEMORANDUM FOR: The President

SUBJECT : Establishment of the Committee for Civil
Applications of Classified Overhead
Photography of the United States

Attached is a memorandum establishing a Committee for Civil Applications of Classified Overhead Photography of the United States as recommended by the Commission on CIA Activities Within the United States. We forward it in response of your memorandum of August 16, 1975 directing the implementation of Recommendation 29, among others, of the Commission.


Henry A. KissingerWilliam E. Colby
19 SEP 1975

James T. Lynn



THE WHITE HOUSE
WASHINGTON

MEMORANDUM FOR

The Secretary of Defense
The Secretary of Interior
The Secretary of Agriculture
The Secretary of Commerce
The Administrator, National Aeronautics
and Space Administration
The Administrator, Environmental Protection
Agency
The Chief of Engineers, United States Army

SUBJECT: Establishment of the Committee for Civil Applications
of Classified Overhead Photography of the United States

The President has noted that the Commission on CIA Activities Within the United States in discussing classified overhead photography of the United States concluded that it can find no impropriety in permitting continued civilian use of such photography and that economy dictates the use of the photographs for appropriate civilian purposes. Accordingly, the President has directed the establishment of a civilian agency committee to oversee civilian uses of classified overhead photography taken over the United States.

To implement the President's decision, the following actions are to be taken:

1. The Secretary of Interior will form a Committee for Civil Applications of Classified Overhead Photography of the United States which will:
 - receive, evaluate, consolidate, standardize, establish priorities and transmit to the Director of Central Intelligence (DCI) all requests for such photography from domestic civilian agencies;
 - facilitate civilian agencies' use of classified systems and coordinate the incorporation of photography, derived data, and technology in performance of domestic civilian functions;

- supply information to civilian agencies so that they may knowledgeably formulate requests and reach compromises between requests and capabilities;
- act as the interface between civilian agencies and intelligence collectors, recognizing that the Director of Central Intelligence will not be involved in judgments concerning civil agency needs or priorities and that collection for this purpose will remain incidental to foreign intelligence collection;
- oversee civilian agency uses of classified photography in a manner designed to avoid any concerns that domestic photographic coverage is being used improperly.

In performing all of the above activities, the Committee will be subject to guidelines established by the President.

2. The committee will be chaired by the representative of the Department of Interior and will consist of representatives of the Departments of Agriculture and Commerce, the National Aeronautics and Space Administration, the Corps of Engineers and the Environmental Protection Agency. Membership may be expanded at the discretion of the Committee.
3. The Director of Central Intelligence will designate a representative to serve ex officio on the Committee for the purpose of liaison with the intelligence community, to assist in obtaining domestic photographic coverage, to address issues concerned with the use of classified products, and to facilitate the acquisition of security clearances for users. Since civil usage of data is enhanced if unclassified, the DCI's representative will be an intermediary on questions concerning release of classified information from security controls, as appropriate.

/s/ W. E. Colby

Henry A. Kissinger

William E. Colby

James T. Lynn

19 SEP 1975

THE WHITE HOUSE
WASHINGTON

MEMORANDUM FOR

The Secretary of Defense
The Secretary of Interior
The Secretary of Agriculture
The Secretary of Commerce
The Administrator, National Aeronautics
and Space Administration
The Administrator, Environmental Protection
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The Chief of Engineers, United States Army

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- oversee civilian agency uses of classified photography in a manner designed to avoid any concerns that domestic photographic coverage is being used improperly [in, for example, law enforcement, police, or internal security activities.]

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Henry A. Kissinger

William E. Colby

James T. Lynn

cc: The Deputy Secretary of State